

REMARKS

Applicant has carefully reviewed the Application in light of the Office Action dated May 9, 2008. Claims 1-23 are currently pending. Claim 16 has been amended. New matter has not been added with the amendment to the claim. Applicant respectfully requests reconsideration and favorable action in this case.

Section 112 Rejections

Claim 16 was rejected under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. Claim 16 has been amended to address the concerns of the Examiner. Applicant respectfully requests removal of the rejection of claim 16.

Allowable Claims

Claims 1-15 and 17-23 have been allowed and claim 16 has been indicated as allowable if the Section 112 Rejection is overcome. Applicant thanks the Examiner for the indication that claims 1-23 include allowable subject matter.

The Section 112 Rejection of claim 16 has been addressed. Accordingly, Applicant believes that all claims are in condition for allowance.

Applicant : John D. Richter
Serial No. : 10/736,001
Filed : December 15, 2003
Page : 9 of 9

Attorney's Docket No.: 14012-0053001 / 50-03-034

CONCLUSION

It is believed that all of the pending claims have been addressed. However, the absence of a reply to a specific rejection, issue or comment does not signify agreement with or concession of that rejection, issue or comment. In addition, because the arguments made above may not be exhaustive, there may be reasons for patentability of any or all pending claims (or other claims) that have not been expressed. Finally, nothing in this paper should be construed as an intent to concede any issue with regard to any claim, except as specifically stated in this paper, and the amendment of any claim does not necessarily signify concession of unpatentability of the claim prior to its amendment.

If any extension of time is required, Applicant hereby requests the appropriate extension of time. Please apply any charges or credits to Deposit Account No. 05-0765.

Respectfully submitted,

Date: August 11, 2008

/Elizabeth Philip Dahm/
Elizabeth Philip Dahm
Reg. No. 51,352

Fish & Richardson P.C.
1717 Main Street, Suite 5000
Dallas, Texas 75201
Telephone: (214) 760-6119
Facsimile: (877) 769-7945